Case 15-17032 Doc 1 Filed 05/13/15 Entered 05/13/15 15:17:03 Desc Main Document Page 1 of 25

	States Bankı thern District						Voluntary Petition
Name of Debtor (if individual, enter Last, First, Middle):  Matthews, James L. Sr.				Name of Joint Debtor (Spouse) (Last, First, Middle):  Matthews, Revoydia			
All Other Names used by the Debtor in the last 8 years (include married, maiden, and trade names):				All Other Names used by the Joint Debtor in the last 8 years (include married, maiden, and trade names):			
Last four digits of Soc. Sec. or Individual-Taxpa (if more than one, state all)  xxx-xx-8982	yer I.D. (ITIN)/Com	plete EIN	(if more	than one, state	all)	· Individual-T	axpayer I.D. (ITIN) No./Complete EIN
Street Address of Debtor (No. and Street, City, a 13814 S Dearborn Street Riverdale, IL	_	ZIP Code	Street 138	xxx-xx-0430 Street Address of Joint Debtor (No. and Street, City, and State): 13814 S Dearborn Street Riverdale, IL  ZIP Code			
County of Residence or of the Principal Place of Cook	Business:	60827	Co	ok			60827 ce of Business:
Mailing Address of Debtor (if different from stre	eet address):	ZIP Code	Mailin	g Address	of Joint Debt	or (if differen	t from street address):  ZIP Code
Location of Principal Assets of Business Debtor (if different from street address above):			<u> </u>				
Type of Debtor  (Form of Organization) (Check one box)  Individual (includes Joint Debtors)  See Exhibit D on page 2 of this form.  Corporation (includes LLC and LLP)  Partnership  Other (If debtor is not one of the above entities, check this box and state type of entity below.)  Chapter 15 Debtors  Country of debtor's center of main interests:  Each country in which a foreign proceeding by, regarding, or against debtor is pending:  Filing Fee (Check one box  Full Filing Fee attached  Filing Fee to be paid in installments (applicable to attach signed application for the court's consideratidebtor is unable to pay fee except in installments. I Form 3A.  Filing Fee waiver requested (applicable to chapter attach signed application for the court's considerating application for the court's consideration for the	□ Debtor is a sm □ Debtor is not a Check if: □ Debtor's aggre are less than \$: Check all applicable		defined "incurre a perso  nall business a small business egate nonco \$2,490,925 (a) boxes: ag filed with	the Fer 7 er 9 er 11 er 12 er 13 er primarily collin 11 U.S.C. § ed by an indivinal, family, or Chap debtor as defines debtor as defines debtor as definences debtor as detarmount subject this petition.	Petition is Fil  Ch of: Ch of: Nature (Check onsumer debts, 101(8) as dual primarily household purp ter 11 Debto ned in 11 U.S.C. defined in 11 U. ated debts (excl	rs	
Statistical/Administrative Information  ■ Debtor estimates that funds will be available  □ Debtor estimates that, after any exempt proputer will be no funds available for distributions.	erty is excluded and	nsecured credi	tors.		S.C. § 1126(b).	THIS	SPACE IS FOR COURT USE ONLY
1- 50- 100- 200- 49 99 199 999	1,000- 5,001- 5,000 10,000		5,001- 0,000	50,001- 100,000	OVER 100,000		
\$0 to \$50,001 to \$100,001 to \$500,001 \$550,000 \$100,000 \$500,000 to \$1 million	\$1,000,001 \$10,000,001 to \$10 to \$50 million	to \$100 to	] 100,000,001 5 \$500 nillion	\$500,000,001 to \$1 billion	More than \$1 billion		
\$0 to \$50,001 to \$100,001 to \$500,001 \$50,000 \$100,000 \$500,000 to \$1	\$1,000,001 \$10,000,001 to \$10 to \$50 million million	to \$100 to		\$500,000,001 to \$1 billion	More than \$1 billion		

Case 15-17032 Doc 1 Filed 05/13/15 Entered 05/13/15 15:17:03 Desc Main Document Page 2 of 25

**B1** (Official Form 1)(04/13) Page 2 Name of Debtor(s): Voluntary Petition Matthews, James L. Sr. Matthews, Revoydia (This page must be completed and filed in every case) All Prior Bankruptcy Cases Filed Within Last 8 Years (If more than two, attach additional sheet) Case Number: Date Filed: Location Where Filed: Northern District of Illinois, Eastern Division 10-57816 12/31/10 Date Filed: Location Case Number: Where Filed: Pending Bankruptcy Case Filed by any Spouse, Partner, or Affiliate of this Debtor (If more than one, attach additional sheet) Name of Debtor: Case Number: Date Filed: - None -District: Relationship: Judge: Exhibit B Exhibit A (To be completed if debtor is an individual whose debts are primarily consumer debts.) (To be completed if debtor is required to file periodic reports (e.g., I, the attorney for the petitioner named in the foregoing petition, declare that I forms 10K and 10Q) with the Securities and Exchange Commission have informed the petitioner that [he or she] may proceed under chapter 7, 11, 12, or 13 of title 11, United States Code, and have explained the relief available pursuant to Section 13 or 15(d) of the Securities Exchange Act of 1934 under each such chapter. I further certify that I delivered to the debtor the notice and is requesting relief under chapter 11.) required by 11 U.S.C. §342(b). ☐ Exhibit A is attached and made a part of this petition. X /s/ Lorraine M. Greenberg May 13, 2015 Signature of Attorney for Debtor(s) (Date) Lorraine M. Greenberg 3129023 Exhibit C Does the debtor own or have possession of any property that poses or is alleged to pose a threat of imminent and identifiable harm to public health or safety? Yes, and Exhibit C is attached and made a part of this petition. No. Exhibit D (To be completed by every individual debtor. If a joint petition is filed, each spouse must complete and attach a separate Exhibit D.) Exhibit D completed and signed by the debtor is attached and made a part of this petition. If this is a joint petition: ■ Exhibit D also completed and signed by the joint debtor is attached and made a part of this petition. Information Regarding the Debtor - Venue (Check any applicable box) Debtor has been domiciled or has had a residence, principal place of business, or principal assets in this District for 180 days immediately preceding the date of this petition or for a longer part of such 180 days than in any other District. There is a bankruptcy case concerning debtor's affiliate, general partner, or partnership pending in this District. Debtor is a debtor in a foreign proceeding and has its principal place of business or principal assets in the United States in this District, or has no principal place of business or assets in the United States but is a defendant in an action or proceeding [in a federal or state court] in this District, or the interests of the parties will be served in regard to the relief sought in this District. Certification by a Debtor Who Resides as a Tenant of Residential Property (Check all applicable boxes) Landlord has a judgment against the debtor for possession of debtor's residence. (If box checked, complete the following.) (Name of landlord that obtained judgment) (Address of landlord) Debtor claims that under applicable nonbankruptcy law, there are circumstances under which the debtor would be permitted to cure the entire monetary default that gave rise to the judgment for possession, after the judgment for possession was entered, and Debtor has included with this petition the deposit with the court of any rent that would become due during the 30-day period after the filing of the petition. Debtor certifies that he/she has served the Landlord with this certification. (11 U.S.C. § 362(l)).

**B1** (Official Form 1)(04/13)

### Voluntary Petition

(This page must be completed and filed in every case)

Name of Debtor(s):

Matthews, James L. Sr. Matthews, Revoydia

#### **Signatures**

### Signature(s) of Debtor(s) (Individual/Joint)

I declare under penalty of perjury that the information provided in this petition is true and correct.

If petitioner is an individual whose debts are primarily consumer debts and has chosen to file under chapter 7] I am aware that I may proceed under chapter 7, 11, 12, or 13 of title 11, United States Code, understand the relief available under each such chapter, and choose to proceed under chapter 7. [If no attorney represents me and no bankruptcy petition preparer signs the petition] I have obtained and read the notice required by 11 U.S.C. §342(b).

I request relief in accordance with the chapter of title 11, United States Code, specified in this petition.

X /s/ James L. Matthews, Sr.

Signature of Debtor James L. Matthews, Sr.

X /s/ Revoydia Matthews

Signature of Joint Debtor Revoydia Matthews

Telephone Number (If not represented by attorney)

May 13, 2015

Date

#### Signature of Attorney\*

#### X /s/ Lorraine M. Greenberg

Signature of Attorney for Debtor(s)

#### Lorraine M. Greenberg 3129023

Printed Name of Attorney for Debtor(s)

#### Lorraine M. Greenberg

Firm Name

150 N. Michigan Avenue Suite 800 Chicago, IL 60601

Address

### Email: Igreenberg@greenberglaw.net

312-588-3330 Fax: 312-264-5620

Telephone Number

May 13, 2015

Date

\*In a case in which § 707(b)(4)(D) applies, this signature also constitutes a certification that the attorney has no knowledge after an inquiry that the information in the schedules is incorrect.

#### Signature of Debtor (Corporation/Partnership)

I declare under penalty of perjury that the information provided in this petition is true and correct, and that I have been authorized to file this petition on behalf of the debtor.

The debtor requests relief in accordance with the chapter of title 11, United States Code, specified in this petition.

Signature of Authorized Individual

Printed Name of Authorized Individual

Title of Authorized Individual

Date

#### Signature of a Foreign Representative

Page 3

I declare under penalty of perjury that the information provided in this petition is true and correct, that I am the foreign representative of a debtor in a foreign proceeding, and that I am authorized to file this petition.

(Check only one box.)

- ☐ I request relief in accordance with chapter 15 of title 11. United States Code. Certified copies of the documents required by 11 U.S.C. §1515 are attached.
- ☐ Pursuant to 11 U.S.C. §1511, I request relief in accordance with the chapter of title 11 specified in this petition. A certified copy of the order granting recognition of the foreign main proceeding is attached.

Signature of Foreign Representative

Printed Name of Foreign Representative

Date

#### Signature of Non-Attorney Bankruptcy Petition Preparer

I declare under penalty of perjury that: (1) I am a bankruptcy petition preparer as defined in 11 U.S.C. § 110; (2) I prepared this document for compensation and have provided the debtor with a copy of this document and the notices and information required under 11 U.S.C. §§ 110(b), 110(h), and 342(b); and, (3) if rules or guidelines have been promulgated pursuant to 11 U.S.C. § 110(h) setting a maximum fee for services chargeable by bankruptcy petition preparers, I have given the debtor notice of the maximum amount before preparing any document for filing for a debtor or accepting any fee from the debtor, as required in that section. Official Form 19 is attached.

Printed Name and title, if any, of Bankruptcy Petition Preparer

Social-Security number (If the bankrutpcy petition preparer is not an individual, state the Social Security number of the officer, principal, responsible person or partner of the bankruptcy petition preparer.)(Required by 11 U.S.C. § 110.)

Date

Address

Signature of bankruptcy petition preparer or officer, principal, responsible person, or partner whose Social Security number is provided above.

Names and Social-Security numbers of all other individuals who prepared or assisted in preparing this document unless the bankruptcy petition preparer is not an individual:

If more than one person prepared this document, attach additional sheets conforming to the appropriate official form for each person.

A bankruptcy petition preparer's failure to comply with the provisions of title 11 and the Federal Rules of Bankruptcy Procedure may result in fines or imprisonment or both. 11 U.S.C. §110; 18 U.S.C. §156.

## Case 15-17032 Doc 1 Filed 05/13/15 Entered 05/13/15 15:17:03 Desc Main Document Page 4 of 25

B 1D (Official Form 1, Exhibit D) (12/09)

#### United States Bankruptcy Court Northern District of Illinois

	James L. Matthews, Sr.			
In re	Revoydia Matthews		Case No.	
		Debtor(s)	Chapter	13

## EXHIBIT D - INDIVIDUAL DEBTOR'S STATEMENT OF COMPLIANCE WITH CREDIT COUNSELING REQUIREMENT

Warning: You must be able to check truthfully one of the five statements regarding credit counseling listed below. If you cannot do so, you are not eligible to file a bankruptcy case, and the court can dismiss any case you do file. If that happens, you will lose whatever filing fee you paid, and your creditors will be able to resume collection activities against you. If your case is dismissed and you file another bankruptcy case later, you may be required to pay a second filing fee and you may have to take extra steps to stop creditors' collection activities.

Every individual debtor must file this Exhibit D. If a joint petition is filed, each spouse must complete and file a separate Exhibit D. Check one of the five statements below and attach any documents as directed.

- 1. Within the 180 days **before the filing of my bankruptcy case**, I received a briefing from a credit counseling agency approved by the United States trustee or bankruptcy administrator that outlined the opportunities for available credit counseling and assisted me in performing a related budget analysis, and I have a certificate from the agency describing the services provided to me. *Attach a copy of the certificate and a copy of any debt repayment plan developed through the agency*.
- □ 2. Within the 180 days **before the filing of my bankruptcy case**, I received a briefing from a credit counseling agency approved by the United States trustee or bankruptcy administrator that outlined the opportunities for available credit counseling and assisted me in performing a related budget analysis, but I do not have a certificate from the agency describing the services provided to me. *You must file a copy of a certificate from the agency describing the services provided to you and a copy of any debt repayment plan developed through the agency no later than 14 days after your bankruptcy case is filed.*
- □ 3. I certify that I requested credit counseling services from an approved agency but was unable to obtain the services during the seven days from the time I made my request, and the following exigent circumstances merit a temporary waiver of the credit counseling requirement so I can file my bankruptcy case now. [Summarize exigent circumstances here.]

If your certification is satisfactory to the court, you must still obtain the credit counseling briefing within the first 30 days after you file your bankruptcy petition and promptly file a certificate from the agency that provided the counseling, together with a copy of any debt management plan developed through the agency. Failure to fulfill these requirements may result in dismissal of your case. Any extension of the 30-day deadline can be granted only for cause and is limited to a maximum of 15 days. Your case may also be dismissed if the court is not satisfied with your reasons for filing your bankruptcy case without first receiving a credit counseling briefing.

# Case 15-17032 Doc 1 Filed 05/13/15 Entered 05/13/15 15:17:03 Desc Main Document Page 5 of 25

3 1D (Official Form 1, Exhibit D) (12/09) - Cont.	Page 2
statement.] [Must be accompanied by a motion for de ☐ Incapacity. (Defined in 11 U.S.C. § deficiency so as to be incapable of realizing a responsibilities.);	nseling briefing because of: [Check the applicable etermination by the court.] 109(h)(4) as impaired by reason of mental illness or mental and making rational decisions with respect to financial 109(h)(4) as physically impaired to the extent of being
unable, after reasonable effort, to participate i through the Internet.);	in a credit counseling briefing in person, by telephone, or
☐ Active military duty in a military co	ombat zone.
☐ 5. The United States trustee or bankruptcy requirement of 11 U.S.C. § 109(h) does not apply in	administrator has determined that the credit counseling this district.
I certify under penalty of perjury that the	information provided above is true and correct.
Signature of Debtor:	/s/ James L. Matthews, Sr.
Date: May 13, 2015	James L. Matthews, Sr.

## Case 15-17032 Doc 1 Filed 05/13/15 Entered 05/13/15 15:17:03 Desc Main Document Page 6 of 25

B 1D (Official Form 1, Exhibit D) (12/09)

#### United States Bankruptcy Court Northern District of Illinois

	James L. Matthews, Sr.			
In re	Revoydia Matthews		Case No.	
		Debtor(s)	Chapter	13

## EXHIBIT D - INDIVIDUAL DEBTOR'S STATEMENT OF COMPLIANCE WITH CREDIT COUNSELING REQUIREMENT

Warning: You must be able to check truthfully one of the five statements regarding credit counseling listed below. If you cannot do so, you are not eligible to file a bankruptcy case, and the court can dismiss any case you do file. If that happens, you will lose whatever filing fee you paid, and your creditors will be able to resume collection activities against you. If your case is dismissed and you file another bankruptcy case later, you may be required to pay a second filing fee and you may have to take extra steps to stop creditors' collection activities.

Every individual debtor must file this Exhibit D. If a joint petition is filed, each spouse must complete and file a separate Exhibit D. Check one of the five statements below and attach any documents as directed.

- 1. Within the 180 days **before the filing of my bankruptcy case**, I received a briefing from a credit counseling agency approved by the United States trustee or bankruptcy administrator that outlined the opportunities for available credit counseling and assisted me in performing a related budget analysis, and I have a certificate from the agency describing the services provided to me. *Attach a copy of the certificate and a copy of any debt repayment plan developed through the agency*.
- □ 2. Within the 180 days **before the filing of my bankruptcy case**, I received a briefing from a credit counseling agency approved by the United States trustee or bankruptcy administrator that outlined the opportunities for available credit counseling and assisted me in performing a related budget analysis, but I do not have a certificate from the agency describing the services provided to me. *You must file a copy of a certificate from the agency describing the services provided to you and a copy of any debt repayment plan developed through the agency no later than 14 days after your bankruptcy case is filed.*
- □ 3. I certify that I requested credit counseling services from an approved agency but was unable to obtain the services during the seven days from the time I made my request, and the following exigent circumstances merit a temporary waiver of the credit counseling requirement so I can file my bankruptcy case now. [Summarize exigent circumstances here.]

If your certification is satisfactory to the court, you must still obtain the credit counseling briefing within the first 30 days after you file your bankruptcy petition and promptly file a certificate from the agency that provided the counseling, together with a copy of any debt management plan developed through the agency. Failure to fulfill these requirements may result in dismissal of your case. Any extension of the 30-day deadline can be granted only for cause and is limited to a maximum of 15 days. Your case may also be dismissed if the court is not satisfied with your reasons for filing your bankruptcy case without first receiving a credit counseling briefing.

# Case 15-17032 Doc 1 Filed 05/13/15 Entered 05/13/15 15:17:03 Desc Main Document Page 7 of 25

B 1D (Official Form 1, Exhibit D) (12/09) - Cont.	Page 2
-	nseling briefing because of: [Check the applicable
statement.] [Must be accompanied by a motion for a	letermination by the court.]
☐ Incapacity. (Defined in 11 U.S.C. §	3 109(h)(4) as impaired by reason of mental illness or mental
deficiency so as to be incapable of realizing a	and making rational decisions with respect to financial
responsibilities.);	·
☐ Disability. (Defined in 11 U.S.C. §	109(h)(4) as physically impaired to the extent of being
unable, after reasonable effort, to participate	in a credit counseling briefing in person, by telephone, or
through the Internet.);	
☐ Active military duty in a military c	ombat zone.
☐ 5. The United States trustee or bankruptcy requirement of 11 U.S.C. § 109(h) does not apply in	administrator has determined that the credit counseling this district.
I certify under penalty of perjury that the	information provided above is true and correct.
Signature of Debtor:	/s/ Revoydia Matthews
<u> </u>	Revoydia Matthews
Date: May 13, 2015	

Case 15-17032 Doc 1 Filed 05/13/15 Entered 05/13/15 15:17:03 Desc Main Document Page 8 of 25

### **United States Bankruptcy Court** Northern District of Illinois

In re	James L. Matthews, Sr. Revoydia Matthews		Case No.		
		Debtor(s)	Chapter	13	
	DISCLOSURE OF COMPEN	SATION OF ATTO	RNEY FOR DE	EBTOR(S)	
C	ursuant to 11 U.S.C. § 329(a) and Bankruptcy Rule 201 ompensation paid to me within one year before the filing e rendered on behalf of the debtor(s) in contemplation o	6(b), I certify that I am the att g of the petition in bankruptcy	corney for the above-now, or agreed to be paid	amed debtor and that to me, for services rende	ered or to
	For legal services, I have agreed to accept		\$	4,000.00	
	Prior to the filing of this statement I have received		\$	190.00	
	Balance Due		\$	3,810.00	
2. \$	310.00 of the filing fee has been paid.				
3. T	he source of the compensation paid to me was:				
	■ Debtor □ Other (specify):				
4. T	he source of compensation to be paid to me is:				
	■ Debtor □ Other (specify):				
5. <b>I</b>	I have not agreed to share the above-disclosed compe	ensation with any other persor	n unless they are mem	bers and associates of my	y law firm.
[	I have agreed to share the above-disclosed compensation copy of the agreement, together with a list of the name				firm. A
6. I	n return for the above-disclosed fee, I have agreed to rer	nder legal service for all aspec	ets of the bankruptcy of	ase, including:	
b c	Analysis of the debtor's financial situation, and render Preparation and filing of any petition, schedules, state Representation of the debtor at the meeting of creditor [Other provisions as needed]  Meeting with client to discuss bankruptor exemption planning; preparation of docu USC 522(f)(2)(A) for avoidance of liens of responsibilities set forth in the Model Rig	ement of affairs and plan which rs and confirmation hearing, a by and nonbankruptcy op- timents necessary to file of the nousehold goods and i	h may be required; and any adjourned hea tions; preparation case and obtain re f necessary motion	rings thereof; of Means Test; and lief; motions pursua	nt to 11
7. B	y agreement with the debtor(s), the above-disclosed fee anything not specifically included in the to extended litigation matters, and appea	Model Rights and Respon	g service: nsibilities Agreem	ent including but not	limited
		CERTIFICATION			
	certify that the foregoing is a complete statement of any nkruptcy proceeding.	agreement or arrangement for	r payment to me for re	epresentation of the debto	or(s) in
Dated:	May 13, 2015	/s/ Lorraine M. G	reenberg		
		Lorraine M. Gree Lorraine M. Gree 150 N. Michigan Suite 800 Chicago, IL 6060 312-588-3330 Fa	enberg 3129023 enberg Avenue 01 ax: 312-264-5620		-
			ax: 312-264-5620		

#### UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS

## RIGHTS AND RESPONSIBILITIES AGREEMENT BETWEEN CHAPTER 13 DEBTORS AND THEIR ATTORNEYS

#### (Court-Approved Retention Agreement, Revised as of 4/20/2015)

Chapter 13 gives debtors important rights, such as the right to keep property that could otherwise be lost through repossession or foreclosure, but Chapter 13 also puts burdens on debtors, such as the burden of making complete and truthful disclosures of their financial situation. It is important for debtors who file a Chapter 13 bankruptcy case to understand their rights and responsibilities in bankruptcy. In this connection, the advice of an attorney is often crucial. Debtors are entitled to certain services from their attorneys, but debtors also have responsibilities to their attorneys. In order to assure that debtors and their attorneys understand their rights and responsibilities in the Chapter 13 process, the judges of the Bankruptcy Court for the Northern District of Illinois have approved this agreement, setting out the rights and responsibilities of both debtors in Chapter 13 and their attorneys, including how their attorneys will be paid for their services in the Chapter 13 case. By signing this agreement, debtors and their attorneys accept these responsibilities.

The Bankruptcy Code may require a debtor's attorney to provide the debtor with certain documents and agreements at the start of the representation. The terms of this court-approved agreement take the place of any conflicting provision in an earlier agreement. This agreement cannot be modified in any way by other agreements. Any provision of another agreement between the debtors and the attorney that conflicts with this agreement is void.

#### A. BEFORE THE CASE IS FILED

#### THE DEBTOR AGREES TO:

- 1. Discuss with the attorney the debtor's objectives in filing the case.
- 2. Provide the attorney with full, accurate and timely information, financial and otherwise, including properly documented proof of income.

#### THE ATTORNEY AGREES TO:

- 1. Personally counsel the debtor regarding the advisability of filing either a Chapter 13 or a Chapter 7 case, discuss both procedures (as well as non-bankruptcy options) with the debtor, and answer the debtor's questions.
- 2. Personally explain to the debtor that the attorney is being engaged to represent the debtor on all matters arising in the case, as required by Local Bankruptcy Rule, and explain how and when the attorney's fees and the trustee's fees are determined and paid.
- 3. Personally review with the debtor and sign the completed petition, plan, statements, and schedules, as well as all amendments thereto, whether filed with the petition or later. (The schedules may be initially prepared with the help of clerical or paralegal staff of the attorney's office, but personal attention of the attorney is required for the review and signing.)
- 4. Timely prepare and file the debtor's petition, plan, statements, and schedules.

- 5. Explain to the debtor how, when, and where to make all necessary payments, including both payments that must be made directly to creditors and payments that must be made to the Chapter 13 trustee, with particular attention to housing and vehicle payments.
- 6. Advise the debtor of the need to maintain appropriate insurance.

#### B. AFTER THE CASE IS FILED

#### THE DEBTOR AGREES TO:

- 1. Make the required payments to the trustee and to whatever creditors are being paid directly, or, if required payments cannot be made, to notify the attorney immediately.
- 2. Appear punctually at the meeting of creditors (also called the "341 meeting") with recent proof of income and a picture identification card. (If the identification card does not include the debtor's social security number, the debtor must also bring to the meeting a social security card.) The debtor must be present in time for check-in and when the case is called for the actual examination.
- 3. Notify the attorney of any change in the debtor's address or telephone number.
- 4. Inform the attorney of any wage garnishments or liens or levies on assets that occur or continue after the filing of the case.
- 5. Contact the attorney immediately if the debtor loses employment, has a significant change in income, or experiences any other significant change in financial situation (such as serious illness, marriage, divorce or separation, lottery winnings, or an inheritance).
- 6. Notify the attorney if the debtor is sued or wishes to file a lawsuit (including divorce.)
- 7. Inform the attorney if any tax refunds to which the debtor is entitled are seized or not received when due from the IRS or Illinois Department of Revenue.
- 8. Contact the attorney before buying, refinancing, or selling real property, and before entering into any loan agreement.
- 9. Supply the attorney with copies of all tax returns filed while the case is pending.

#### THE ATTORNEY AGREES TO:

- 1. Advise the debtor of the requirement to attend the meeting of creditors, and notify the debtor of the date, time, and place of the meeting.
- 2. Inform the debtor that the debtor must be punctual and, in the case of a joint filing, that both spouses must appear at the same meeting.
- 3. Provide knowledgeable legal representation for the debtor at the meeting of creditors (in time for check-in and the actual examination) and, unless excused by the trustee, for the confirmation hearing.
- 4. If the attorney will be employing another attorney to attend the 341 meeting or any court hearing, personally explain to the debtor in advance, the role and identity of the other

attorney and provide the other attorney with the file in sufficient time to review it and properly represent the debtor.

- 5. Timely submit to the Chapter 13 trustee properly documented proof of income for the debtor, including business reports for self-employed debtors.
- 6. Timely respond to objections to plan confirmation and, where necessary, prepare, file, and serve an amended plan.
- 7. Timely prepare, file, and serve any necessary statements, amended statements, and schedules and any change of address, in accordance with information provided by the debtor.
- 8. Monitor all incoming case information (including, but not limited to, Order Confirming Plan, Notice of Intent to Pay Claims, and 6-month status reports) for accuracy and completeness. Contact the trustee promptly regarding any discrepancies.
- 9. Be available to respond to the debtor's questions throughout the term of the plan.
- 10. Prepare, file, and serve timely modifications to the plan after confirmation, when necessary, including modifications to suspend, lower, or increase plan payments.
- 11. Prepare, file, and serve necessary motions to buy or sell property and to incur debt.
- 12. Object to improper or invalid claims.
- 13. Timely respond to the Chapter 13 trustee's motions to dismiss the case, such as for payment default, or unfeasibility, and to motions to increase the percentage payment to unsecured creditors.
- 14. Timely respond to motions for relief from stay.
- 15. Prepare, file, and serve all appropriate motions to avoid liens.
- 16. Provide any other legal services necessary for the administration of the case.

### C. TERMINATION OR CONVERSION OF THE CASE AFTER ENTRY OF AN ORDER APPROVING FEES AND EXPENSES

- 1. Approved fees and expenses paid under the provisions set out below are generally not refundable in the event that the case is dismissed prior to its completion, unless the dismissal is due to a failure by the attorney to comply with the duties set out in this agreement. If such a dismissal is due to a failure by the attorney, the court may order a refund of fees on motion by the debtor.
- 2. If the case is dismissed after approval of the fees and expenses but before payment of all allowed fees and expenses, the order entered by the Bankruptcy Court allowing the fees and expenses is not a judgment against the debtor for the unpaid fees and expenses based on contract law or otherwise.
- 3. If the case is converted to a case under chapter 7 after approval of the fees and expenses under this agreement but before the payment of all fees and expenses, the attorney will be entitled to an administrative claim in the chapter 7 case for any unpaid fees and expenses, pursuant to section

726(b) of the Bankruptcy Code, plus any conversion fee the attorney pays on behalf of the debtor.

#### D. RETAINERS AND PREVIOUS PAYMENTS

1. The attorney may receive a retainer or other payment before filing the case but may not receive fees directly from the debtor after the filing of the case. Unless the following provision is checked and completed, any retainer received by the attorney will be treated as a security retainer, to be placed in the attorney's client trust account until approval of a fee application by the court.

The attorney seeks to have the retainer received by the attorney treated as an advance payment retainer, which allows the attorney to take the retainer into income immediately. The attorney hereby provides the following further information and representations:

- (a) The special purpose for the advance payment retainer and why it is advantageous to the debtor is as follows:
  - to reserve attorney for representation; to retain attorney; to partially compensate attorney for meetings and telephone calls prior to filing case; to partially compensate attorney for preparation of emergency filing.
- (b) The retainer will not be held in a client trust account and will become property of the attorney upon payment and will be deposited into the attorney's general account;
- (c) The retainer is a flat fee for the services to be rendered during the chapter 13 case and will be applied for such services without the need for the attorney to keep detailed hourly time records for the specific services performed for the debtor;
- (d) Any portion of the retainer that is not earned or required for expenses will be refunded to the client; and
- (e) The attorney is unwilling to represent the debtor without receiving an advanced payment retainer because of the nature of the chapter 13 case, the fact that the great majority of services for such case are performed prior to its filing, and the risks associated with the representation of debtors in bankruptcy cases in general.
- 2. In any application for compensation the attorney must disclose to the court any fees or other compensation paid by the debtor to the attorney for any reason within the one year before the case filing.

#### E. CONDUCT AND DISCHARGE

- 1. Improper conduct by the attorney. If the debtor disputes the sufficiency or quality of the legal services provided or the amount of the fees charged by the attorney, the debtor may file an objection with the court and request a hearing.
- 2. Improper conduct by the debtor. If the attorney believes that the debtor is not complying with the debtor's responsibilities under this agreement or is otherwise engaging in improper conduct, the attorney may apply for a court order allowing the attorney to withdraw from the case.
- 3. Discharge of the attorney. The debtor may discharge the attorney at any time.

#### F, ALLOWANCE AND PAYMENT OF ATTORNEYS' FEES AND EXPENSES

- 1. Any attorney retained to represent a debtor in a Chapter 13 case is responsible for representing the debtor on all matters arising in the case unless otherwise ordered by the court. For all of the services outlined above, the attorney will be paid a flat fee of \$4,000.00
- 2. In addition, the debtor will pay the filing fee required in the case of \$310.00
- 3. Before signing this agreement, the attorney has received, \$190.00 toward the flat fee, leaving a balance due of \$3,810.00; and \$0.00 for expenses, leaving a balance due for the filing fee of \$0.00

4. In extraordinary circumstances, such as extended evidentiary hearings or appeals, the attorney may apply to the court for additional compensation for these services. Any such application must be accompanied by an itemization of the services rendered, showing the date, the time expended, and the identity of the attorney performing the services. The debtor must be served with a copy of the application and notified of the right to appear in court to object.

Date: May 13, 2015

Signed:

James L. Matthews

James L. Matthews, Sr.

*LANGULL* Revoydia Matthews

Debtor(\$)

Do not sign this agreement if the amounts are blank.

Local Bankruptcy Form 23c

Attorney for the Debtor(s)

## UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS

## NOTICE TO CONSUMER DEBTOR(S) UNDER § 342(b) OF THE BANKRUPTCY CODE

In accordance with § 342(b) of the Bankruptcy Code, this notice to individuals with primarily consumer debts: (1) Describes briefly the services available from credit counseling services; (2) Describes briefly the purposes, benefits and costs of the four types of bankruptcy proceedings you may commence; and (3) Informs you about bankruptcy crimes and notifies you that the Attorney General may examine all information you supply in connection with a bankruptcy case.

You are cautioned that bankruptcy law is complicated and not easily described. Thus, you may wish to seek the advice of an attorney to learn of your rights and responsibilities should you decide to file a petition. Court employees cannot give you legal advice.

Notices from the bankruptcy court are sent to the mailing address you list on your bankruptcy petition. In order to ensure that you receive information about events concerning your case, Bankruptcy Rule 4002 requires that you notify the court of any changes in your address. If you are filing a **joint case** (a single bankruptcy case for two individuals married to each other), and each spouse lists the same mailing address on the bankruptcy petition, you and your spouse will generally receive a single copy of each notice mailed from the bankruptcy court in a jointly-addressed envelope, unless you file a statement with the court requesting that each spouse receive a separate copy of all notices.

#### 1. Services Available from Credit Counseling Agencies

With limited exceptions, § 109(h) of the Bankruptcy Code requires that all individual debtors who file for bankruptcy relief on or after October 17, 2005, receive a briefing that outlines the available opportunities for credit counseling and provides assistance in performing a budget analysis. The briefing must be given within 180 days before the bankruptcy filing. The briefing may be provided individually or in a group (including briefings conducted by telephone or on the Internet) and must be provided by a nonprofit budget and credit counseling agency approved by the United States trustee or bankruptcy administrator. The clerk of the bankruptcy court has a list that you may consult of the approved budget and credit counseling agencies. Each debtor in a joint case must complete the briefing.

In addition, after filing a bankruptcy case, an individual debtor generally must complete a financial management instructional course before he or she can receive a discharge. The clerk also has a list of approved financial management instructional courses. Each debtor in a joint case must complete the course.

#### 2. The Four Chapters of the Bankruptcy Code Available to Individual Consumer Debtors

#### Chapter 7: Liquidation (\$245 filing fee, \$75 administrative fee, \$15 trustee surcharge: Total Fee \$335)

Chapter 7 is designed for debtors in financial difficulty who do not have the ability to pay their existing debts. Debtors whose debts are primarily consumer debts are subject to a "means test" designed to determine whether the case should be permitted to proceed under chapter 7. If your income is greater than the median income for your state of residence and family size, in some cases, the United States trustee (or bankruptcy administrator), the trustee, or creditors have the right to file a motion requesting that the court dismiss your case under § 707(b) of the Code. It is up to the court to decide whether the case should be dismissed.

Under chapter 7, you may claim certain of your property as exempt under governing law. A trustee may have the right to take possession of and sell the remaining property that is not exempt and use the sale proceeds to pay your creditors.

The purpose of filing a chapter 7 case is to obtain a discharge of your existing debts. If, however, you are found to have committed certain kinds of improper conduct described in the Bankruptcy Code, the court may deny your discharge and, if it does, the purpose for which you filed the bankruptcy petition will be defeated.

Even if you receive a general discharge, some particular debts are not discharged under the law. Therefore, you may still be responsible for most taxes and student loans; debts incurred to pay nondischargeable taxes; domestic support and property settlement obligations; most fines, penalties, forfeitures, and criminal restitution obligations; certain debts which are not properly listed in your bankruptcy papers; and debts for death or personal injury caused by operating a motor vehicle, vessel, or aircraft while intoxicated from alcohol or drugs. Also, if a creditor can prove that a debt arose from fraud, breach of fiduciary duty, or theft, or from a willful and malicious injury, the bankruptcy court may determine that the debt is not discharged.

## <u>Chapter 13</u>: Repayment of All or Part of the Debts of an Individual with Regular Income (\$235 filing fee, \$75 administrative fee: Total Fee \$310)

Chapter 13 is designed for individuals with regular income who would like to pay all or part of their debts in installments over

#### Case 15-17032 Doc 1 Filed 05/13/15 Entered 05/13/15 15:17:03 Desc Main Document Page 15 of 25

Form B 201A, Notice to Consumer Debtor(s)

Page 2

a period of time. You are only eligible for chapter 13 if your debts do not exceed certain dollar amounts set forth in the Bankruptcy Code.

Under chapter 13, you must file with the court a plan to repay your creditors all or part of the money that you owe them, using your future earnings. The period allowed by the court to repay your debts may be three years or five years, depending upon your income and other factors. The court must approve your plan before it can take effect.

After completing the payments under your plan, your debts are generally discharged except for domestic support obligations; most student loans; certain taxes; most criminal fines and restitution obligations; certain debts which are not properly listed in your bankruptcy papers; certain debts for acts that caused death or personal injury; and certain long term secured obligations.

#### Chapter 11: Reorganization (\$1,167 filing fee, \$550 administrative fee: Total Fee \$1,717)

Chapter 11 is designed for the reorganization of a business but is also available to consumer debtors. Its provisions are quite complicated, and any decision by an individual to file a chapter 11 petition should be reviewed with an attorney.

#### Chapter 12: Family Farmer or Fisherman (\$200 filing fee, \$75 administrative fee: Total Fee \$275)

Chapter 12 is designed to permit family farmers and fishermen to repay their debts over a period of time from future earnings and is similar to chapter 13. The eligibility requirements are restrictive, limiting its use to those whose income arises primarily from a family-owned farm or commercial fishing operation.

#### 3. Bankruptcy Crimes and Availability of Bankruptcy Papers to Law Enforcement Officials

A person who knowingly and fraudulently conceals assets or makes a false oath or statement under penalty of perjury, either orally or in writing, in connection with a bankruptcy case is subject to a fine, imprisonment, or both. All information supplied by a debtor in connection with a bankruptcy case is subject to examination by the Attorney General acting through the Office of the United States Trustee, the Office of the United States Attorney, and other components and employees of the Department of Justice.

**WARNING:** Section 521(a)(1) of the Bankruptcy Code requires that you promptly file detailed information regarding your creditors, assets, liabilities, income, expenses and general financial condition. Your bankruptcy case may be dismissed if this information is not filed with the court within the time deadlines set by the Bankruptcy Code, the Bankruptcy Rules, and the local rules of the court. The documents and the deadlines for filing them are listed on Form B200, which is posted at http://www.uscourts.gov/bkforms/bankruptcy\_forms.html#procedure.

Case 15-17032 Doc 1 Filed 05/13/15 Entered 05/13/15 15:17:03 Desc Main Document Page 16 of 25

B 201B (Form 201B) (12/09)

### **United States Bankruptcy Court** Northern District of Illinois

In re	James L. Matthews, Sr. Revoydia Matthews		Case No.	
		Debt	or(s) Chapter	13
			O CONSUMER DEBTOI SANKRUPTCY CODE	R(S)
Code.	I (We), the debtor(s), affirm that I (we) ha	Certification of the received and read		by § 342(b) of the Bankruptcy
	s L. Matthews, Sr. <sub>Y</sub> dia Matthews	X	/s/ James L. Matthews, Sr.	May 13, 2015
Printed	d Name(s) of Debtor(s)		Signature of Debtor	Date
Case N	No. (if known)	X	/s/ Revoydia Matthews	May 13, 2015
	· · · · · · · · · · · · · · · · · · ·		Signature of Joint Debtor (if any	) Date

**Instructions:** Attach a copy of Form B 201 A, Notice to Consumer Debtor(s) Under § 342(b) of the Bankruptcy Code.

Use this form to certify that the debtor has received the notice required by 11 U.S.C. § 342(b) only if the certification has **NOT** been made on the Voluntary Petition, Official Form B1. Exhibit B on page 2 of Form B1 contains a certification by the debtor's attorney that the attorney has given the notice to the debtor. The Declarations made by debtors and bankruptcy petition preparers on page 3 of Form B1 also include this certification.

### **United States Bankruptcy Court** Northern District of Illinois

T.,	James L. Matthews, Sr.		C N-			
In re	Revoydia Matthews	Debtor(s)	Case No. Chapter	13		
	VER	RIFICATION OF CREDITOR M	<b>IATRIX</b>			
		Number of	f Creditors:	72		
	The above-named Debtor(s) h (our) knowledge.	nereby verifies that the list of credi	tors is true and	correct to the best of my		
Date:	May 13, 2015	/s/ James L. Matthews, Sr.				
		James L. Matthews, Sr.				
		Signature of Debtor				
Date:	May 13, 2015	/s/ Revoydia Matthews				
		Revoydia Matthews				
	Signature of Debtor					

AIS Services 8996 Miramar Road, Suite 220 San Diego, CA 92126-4451

Arnold Scott Harris PC 111 W Jackson Suite 600 Chicago, IL 60604-1537

Back Bowl I, LLC c/o Weinstein & Riley, P.S. 2001 Western Ave., Ste. 400 Seattle, WA 98121

Barclays Bank Delaware Attn: Bankruptcy P.O. Box 8801 Wilmington, DE 19899

Barclays Bank Delaware P.o. Box 8803 Wilmington, DE 19899

Bayview Loan Servicing LLC 4425 Ponce De Leon Blvd 5th Floor Coral Gables, FL 33146

Calvary Portfolio Services PO Box 1017 Hawthorne, NY 10532

Capital One Auto Finance PO Box 829009 Dallas, TX 75382-9009

Central Credit/Penn Cr Attn:Bankruptcy Po Box 988 Harrisburg, PA 17108

Central Credit/Penn Cr 916 S 14th St Harrisburg, PA 17104 City of Chicago Dept of Revenue Bankruptcy Unit 121 N LaSalle Street, Suite 107A Chicago, IL 60602

Comenity Bank/brylnhme Po Box 182789 Columbus, OH 43218

Comenity Bank/jssclndn Po Box 182789 Columbus, OH 43218

Credit One Bank Po Box 98873 Las Vegas, NV 89193

Credit One Bank Po Box 98872 Las Vegas, NV 89193

Credit Solutions Corp 5454 Ruffin Road Suite 200 San Diego, CA 92123-1313

Discover Financial Services PO Box 15316 Wilmington, DE 19850-5316

Diversified Collection Services Diversified Credit Services Inc. 900 S Highway Drive, Suite 210 Fenton, MO 63026

Diversified Services Group 5800 East Thomas Rd., Ste 107 Scottsdale, AZ 85251

Diversified Svs Group Attention: Bankruptcy Department 1824 W Grand Ave - Suite 200 Chicago, IL 60622 Diversified Svs Group 1824 W Grand Ave Ste 200 Chicago, IL 60622

Elizabeth Placek Robert J. Semrad & Associates, LLC 20 S. Clark 28th Floor Chicago, IL 60603

Evan Lincoln Moscov Weinstein & Riley, P.S. 469 W. Huron Street Suite 1701 Chicago, IL 60611

Harris & Harris, ltd. 111 West Jackson Blvd. Suite 400 Chicago, IL 60604-4134

Heller and Frisone 33 North LaSalle Street Suite 1200 Chicago, IL 60602

Illinois Department of Revenue Bankruptcy Section P.O. Box 64338 Chicago, IL 60664-0338

Illinois Department of Revenue Bankruptcy Unit 100 W. Randolph St. Level 7-400 Chicago, IL 60601

Illinois Tollway Authority PO Box 5544 Chicago, IL 60680-5544

Keynote Consulting 220 West Campus Drive Suite 102 Arlington Heights, IL 60004 Keynote Consulting 220 W Campus Dr Ste 102 Arlington Heights, IL 60004

Loyola Univ Cr Un 2160 S First Ave Maywood, IL 60153

LVNV Funding LLC Resurgent Capital Services PO Box 10587 Greenville, SC 29603-0587

LVNV Funding LLC assignee of Citibank Resurgent Capital Services PO Box 10587 Greenville, SC 29603-0587

LVNV Funding LLC its successors and assi assignee of Citibank Resurgent Capital Services PO Box 10587 Greenville, SC 29603-0587

Matteo A. Crawford Law Office of David T. Cohen & Assoc. 10729 W. 159th Street Orland Park, IL 60467

Mcsi Inc Po Box 327 Palos Heights, IL 60463

Med Business Bureau Po Box 1219 Park Ridge, IL 60068

Med Business Bureau 1460 Renaissance Dr Park Ridge, IL 60068

Medical Business Bureau, Inc. P.O. Box 1219
Park Ridge, IL 60068-7219

Midnight Velvet c/o Creditors Bankruptcy Service P O Box 740933 Dallas, TX 75374

Monterey Collection Sv 4095 Avenida De La Oceanside, CA 92056

Municollofam 3348 Ridge Road Lansing, IL 60438

National Capital Management LLC 8245 Tournament Drive Suite 230 Memphis, TN 38125

Nationwide Credit & Collection, Inc 815 Commerce Drive Suite 270 Oak Brook, IL 60523

Nicor (Northern Illinois Gas) Attention: Bankruptcy & Collections P.O. Box 190 Aurora, IL 60507-0190

Northwest Collectors 3601 Algonquin Rd Ste 23 Rolling Meadows, IL 60008

OAK HARBOR CAPITAL LLC C O WEINSTEIN AND RILEY, PS 2001 WESTERN AVENUE, STE 400 SEATTLE, WA 98121

Palisades Collections, LLC Vativ Recovery Solutions LLC As Agent For Palisades Collections, LLC PO Box 19249 Sugar Land, TX 77496

Portfolio Recovery Associates, LLC PO Box 41067 Norfolk, VA 23541 PRA Receivables Management LLC PO Box 41067 Norfolk, VA 23541-1067

Premier Bankcard/Charter POB 2208 Vacaville, CA 95696

Professional Account Mgmt PO Box 391 Milwaukee, WI 53201

Pronger Smith Medical P.O. Box 789 Tinley Park, IL 60477-0789

RMI Attn: Bankruptcy 3348 Ridge Rd Lansing, IL 60438-3112

Robert J. Semrad & Associates 20 S. Clark Street 28th Floor Chicago, IL 60603

Santander Consumer USA 8585 N Stemmons Fwy Suite 1100-N Dallas, TX 75247

Santander Consumer USA Attention: Bankruptcy Dept. PO Box 560284 Dallas, TX 75356-0284

Seventh Avenue 1112 7th Avemie Monroe, WI 53566-1364

Syncb/value City Furni 950 Forrer Blvd Kettering, OH 45420 Target
Retailers National Bank
P.O. Box 59317
Minneapolis, MN 55459-0317

TCF Bank 800 Burr Ridge Parkway Hinsdale, IL 60521

TCF National Bank Mortgage Servicing 801 Marquette Ave Minneapolis, MN 55402-3475

Terri M. Long 2056 Ridge Road Homewood, IL 60430

The Swiss Colony c/o Creditors Bankruptcy Service P O Box 740933 Dallas, TX 75374

Tsi/980 600 Holiday Dr Matteson, IL 60443

Vanda, LLC c/o Weinstein & Riley, P.S. 2001 Western Ave., Ste. 400 Seattle, WA 98121

Village of Riverdale % MCSI P.O. Box 666 Lansing, IL 60438

Village of Riverdale Office of Traffic Compliance Admini 157 West 144th Street Riverdale, IL 60827

Village of Riverdale c/o Receivable Mgmt 3348 Ridge Road Lansing, IL 60438 Webbank/gettington 6250 Ridgewood Rd Saint Cloud, MN 56303

Weinstein & Riley, P.S. 2001 Western Ave Suite 400 Seattle, WA 98121-3132

Zenith Acquisition Corp 170 Northpointe Pwky Suite 300 Amherst, NY 14228